

**TRANSMITTAL
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Total Number of Pages in This Submission

5

Application Number

10/522,366

Filing Date

September 26, 2005

First Named Inventor

Masayuki Machida

Art Unit

1633

Examiner Name

Fereydoun G. Sajjadi

Attorney Docket Number

040894-7170

ENCLOSURES

(Check all that apply)

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| <input type="checkbox"/> Fee Transmittal Form | <input type="checkbox"/> Drawing(s) | <input type="checkbox"/> After Allowance Communication to TC |
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SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name

Morgan Lewis & Bockius LLP

Signature

Printed name

John Weatherspoon

Date

October 10, 2007

Reg. No.

57,081

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PATENT
ATTORNEY DOCKET NO.: 040894-7170-US

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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|---|---|--------------------------------|
| In re Application of: Masayuki MACHIDA et al. |) | Confirmation No.: 1408 |
| |) | |
| Application No.: 10/522,366 |) | Group Art Unit: 1633 |
| |) | |
| Filed: September 26, 2005 |) | Examiner: Fereydoun G. Sajjadi |
| |) | |
| For: Marker for Selecting Transformant |) | |
| with the Use of Lethal Gene |) | |

AMENDMENT AND RESPONSE

This Amendment and Response is being filed in response to the Restriction Requirement mailed September 10, 2007 for the above identified patent application.

Amendments to the Claims begin on page 2 of this paper.

Remarks begin on page 4 of this paper.